

The Gazette



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NEW DELHI, SATURDAY, JUNE 4, 1949

NOTICE

The undermentioned Gazettes of India Extraordinary were published during the week ending the 1st June 1949 :—

S. No	No. and Date	Issued by	Subject
1	No. L. R.-3 (69), dated the 25th May 1949.	Ministry of Labour	Awards of the Industrial Tribunal, Dhanbad in the industrial disputes between Messrs. Talcher Coalfields, Ltd., Talcher and their workmen.
2	C. A. Bill II of 1949	Constituent Assembly of India	India (Central Government and Legislature) Amendment Act, 1949.
3	No. CEP-NTFN/9761, dated the 12th May 1949.	Ministry of Rehabilitation	Possession of and Control over Certain Evacuee Properties in the Province of Ajmer-Merwara.
4	No. C.A./37/Cons./49, dated the 27th May 1949.	Constituent Assembly of India	Amendment in the Constituent Assembly Rules.
5	No. 1(4)-ITC/49, dated the 27th May 1949.	Ministry of Commerce	Principles governing the issue of import licences for January-June 1949 period and last date for receipt of applications for licences for imports from all sources.
6	No. 21 (Z-3)Cus./49, dated the 13th May 1949.	Ministry of Rehabilitation	Notifying that the Custodian of Evacuees Property, Delhi Province stands absolved of all responsibilities in respect of certain evacuee tenancy rights.
7	No. 91-C.W. (7)/48, dated the 28th May 1949.	Ministry of Commerce	Further Amendment in the Open General Licence No. 3.
8	No. S. O. 24, dated the 28th May 1949 .	Ministry of Law	The Coorg Electoral Rules (Amendment) Order, 1949.
9	No. 16-ITC/49, dated the 30th May 1949.	Ministry of Commerce	Amendment in the late Department of Commerce Notification No. 23-ITC/43, dated the 1st July 1943.
10	No. 17-ITC/49, dated the 31st May 1949 .	Ditto	Amendment in the Ministry of Commerce Notification No. 12-ITC/49, dated the 5th May 1949.
	No. 18-ITC/49, dated the 31st May 1949 .	Ditto	Further amendment in the Open General Licence No. XV.
	No. 41, dated the 31st May 1949	Ministry of Finance (Revenue Division) .	Exemption of certain varieties of cloth from customs duty when exported from the provinces of India.
11	No. 129-P, dated the 1st June 1949 . .	Ministry of States	Bhopal (Administration) Order, 1949.
	No. 5-VP (2)/49, dated the 1st June 1949	Ministry of Agriculture	Re-markings on containers of vegetable oil products.
	No. 10-A (4)/49, dated the 1st June 1949	Ministry of Commerce	Appointment of the 1st day of July 1949 as the date on which the Chartered Accountants Act, 1949 (XXVIII of 1949) shall come into force.
12	No. 10-A (2)/49, dated the 1st June 1949	Ditto	The Council (First Election) Regulations, 1949.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of this Gazette.

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PART I—Section 1

Government of India Notifications relating to Rules, Regulations and Orders, and Resolutions (other than the Ministry of Defence)

CONSTITUENT ASSEMBLY OF INDIA

New Delhi, the 25th May 1949

No. CA/8/Ser/49.—A vacancy has occurred in the Constituent Assembly of India by reason of the death of Shri F. Kothawala, a representative of the Bombay States in the said Assembly.

S. N. MUKERJEE, Joint, Secy.

MINISTRY OF LAW

New Delhi, the 26th May 1949

No. F. 35-I/49-L.—In exercise of the powers conferred by sub-section (3) of section 175 of the Government of India Act, 1935, as adapted by the India (Provisional Constitution) Order, 1947, the Governor-General is pleased to direct that the following further amendments shall be made in the notification of the Government of India in the Ministry of Law No. F. 82-III/48-L, dated the 8th January, 1949, relating to the execution of contracts and assurances of property, namely:—

1. In Part IV of the said notification, under Head E, in item 3, the following words shall be inserted after the words "Civil Aviation Department", namely:—

"and trainees at the Flying Clubs and the Civil Aviation Training Centres, Saharanpur and Allahabad and trainees under any scheme of training under the Civil Aviation Department, approved by the Central Government."

2. In part V of the said notification, under Head E, in item 7 the following item shall be substituted, namely:—

"7. Contracts and Instruments relating to claims arising out of vehicular collisions including Agreements with Insurers in respect thereof; by the Secretary, Ministry of Defence."

SHRI GOPAL SINGH, Dy. Secy.

MINISTRY OF HOME AFFAIRS

New Delhi, the 24th May 1949

No. 4/2/49-F.I.—The following draft of certain further amendments to the Registration of Foreigners Rules, 1939, which it is proposed to make in exercise of the

powers conferred by section 3 of the Registration of Foreigners Act, 1939 (XVI of 1939) is published as required by the said section for the information of all persons likely to be affected thereby, and notice is hereby given that the draft will be taken into consideration on or after the 11th June 1949.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

Draft Amendments

In the said Rules—

- for the words "all the Provinces of India" wherever they occur the words "the whole of India" shall be substituted; and
- for the words "the Provinces of India" wherever they occur the word "India" shall be substituted.

FATEH SINGH, Dy. Secy.

New Delhi, the 25th May 1949

No. 4532-D/49-Police (I).—In exercise of the powers conferred by section 27 of the Indian Arms Act, 1878 (XI of 1878) the Central Government is pleased to exempt Mr. U. Kyaw Khine, I.C.S., First Secretary, Embassy of the Union of Burma in India, New Delhi from the operation of the prohibitions contained in section 6 of the said Act in respect of one Webley Scott .38 bore six chambered revolver No. 688390.

U. K. GHOSHAL, Dy Secy.

New Delhi, the 26th May 1949

No. F. 60/78/49-Ests.—In pursuance of sub-section (1) of section 4 of the Essential Services (Maintenance) Ordinance, 1941 (No. XI of 1941), the Central Government is pleased to authorise the Chief Commissioner, Ajmer-Merwara, to issue directions under the said sub-section in respect of the municipal employments in Ajmer-Merwara which have been declared essential for maintaining services necessary to the life of the community in the notification of the Government of India in the Ministry of Home Affairs, No. 60/78/49-Ests., dated the 20th May 1949.

New Delhi, the 27th May 1949

No. 7/12/48-Ests.—In exercise of the powers conferred by section 241 of the Government of India Act, 1935, the

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 20th day of May 1949

ISSUE DEPARTMENT

LIABILITIES	Rs.	Rs.	Assets	Rs.	Rs.
Notes held in the Banking Department	23,78,66,000		A.—Gold Coin and Bullion:—		
Notes in circulation	1187,17,32,000		(a) Held in India	40,01,71,000	
Total Notes Issued	1210,95,98,000		(b) Held outside India	710,34,38,000	
			Total of A		750,36,09,000
			B.—Rupee Coin		46,87,66,000
			Government of India		
			Rupee Securities		413,72,23,000
			Internal Bills of Exchange and other commercial Paper		
Total Liabilities	1210,95,98,000		Total Assets		1210,95,98,000

Ratio of Total of A to Liabilities : 61·964 per cent.

Dated the 25th day of May 1949.

C. D. DESHMUKH, Governor.

K. R. K. MENON, Secy.

MINISTRY OF FINANCE (COMMUNICATIONS)

New Delhi, the 30th May 1949

No. D. 2939-CI/49.—The Governor General is pleased to direct that the following further amendment shall be made in the Rules for the guidance of depositors in the Post Office Savings Bank, namely:—

The following Note shall be added to rule 29 of the said Rules, namely:—

“NOTE 4.—In respect of an account closed under Rule 34 or Rule 45-A, interest may be allowed at 2 per cent p.a. if the balance in the account does not fall below Rs. 200 at any time from the beginning of the financial year to the date of its closure.”

R. NARAYANASWAMI Joint Secy.

MINISTRY OF FINANCE (REVENUE DIVISION)

CENTRAL EXCISES

New Delhi, the 28th May 1949

No. 19.—In exercise of the powers conferred by rule 12 of the Central Excise Rules, 1944, the Central Government is pleased to direct that, with effect from the 1st June 1949, the following amendment shall be made in the notification of the Government of India in the Ministry of Finance (Revenue Division) No. 10-Central Excises, dated the 5th April 1949, namely:—

In the Table appended to the said Notification, to the entry in column 3 against Serial No. 1, the words “except Pakistan”, shall be added.

A. N. SATTANATHAN, Joint Secy

CENTRAL EXCISES

New Delhi, the 4th June 1949

No. 20.—In exercise of the powers conferred by sub-rule (1) of rule 8 of the Central Excise Rules, 1944, and in supersession of the notifications of the Government of India in the late Finance Department (Central Revenues), No. 8-Central Excises, dated the 17th June 1944, No. 4-Central Excises, dated the 1st July 1944, and No. 7-Central Excises, dated the 19th August 1944, and in the Ministry of Finance (Revenue Division), No. 28-Central Excises, dated the 4th October 1947, No. 9-Central Excises, dated the 17th April, 1948, and No. 8-Central Excises, dated the 2nd April 1949, the Central Government is pleased to exempt from the whole of the duty leviable under the Central Excises and Salt Act, 1944 (I of 1944), the excisable goods specified in column 2 of the Table hereto annexed, subject to the limitations and conditions, if any, specified in the corresponding entry in column 3 thereof, if the procedure set out in Chapter X of the said Rules is followed in respect of such goods.

TABLE

Serial No. 1	Description of excisable goods 2	Limitations and conditions. 3
1	Tobacco powder prepared from stalks and stems and other refuse.	If proved to the satisfaction of the Collector of Central Excise to be intended for use as an insecticide.
2	Tobacco.	If proved to the satisfaction of the Collector of Central Excise to be intended for the manufacture of (a) Nicotine Sulphate (b) Nicotinic Acid for medicinal purposes.
3	Tea waste.	If proved to the satisfaction of the Collector of Central Excise to be intended for the manufacture of Caffeine.
4	Kerosene.	If proved to the satisfaction of the Collector of Central Excise to be intended for the manufacture of insecticides.
5	Motor Spirit known as Benzene, Benzol, Toluene and Toluol.	If proved to the satisfaction of the Collector of Central Excise to be intended for use in any industrial process other than as motive power for any form of motor vehicle.

No. 21.—In exercise of the powers conferred by section 37 of the Central Excises and Salt Act, 1944 (I of 1944), the Central Government is pleased to direct that the following further amendments shall be made in the Central Excise Rules, 1944, namely:—

In the said Rules—

(1) For rule 145, the following rule shall be substituted, namely:—

“145. Period for which goods may remain warehoused under bond.—Any goods warehoused may be left in the warehouse in which they are deposited, or in any warehouse to which such goods may in manner hereinafter provided be removed, till the expiry of three years from the date on which such goods were first warehoused. The owner of any such goods remaining in a warehouse on the expiry of such period shall clear the same on the day following such expiry either for home consumption after payment of duty in the manner provided in rule 157, or for exportation in bond in the manner laid down in rule 13 or rule 14;

Provided that the Collector may, if he so thinks fit and on sufficient cause being shown, permit such goods to remain in a warehouse for an extended period not exceeding one year, subject to the condition, namely, that during such extended period the warehoused goods shall not be entitled in any manner whatsoever to any of the privileges conferred by rules 147 and 149, nor shall they be permitted to be cleared for agricultural purposes, or for destruction, except in so far as such clearances are permissible for genuine refuse as provided in rule 143;

Provided further, that if the said period of three years or such extended period as the Collector may have allowed under the first proviso to this rule, expires during the month of February, the goods shall be cleared on the first day of March next following."

(2) After rule 145 the following rule shall be inserted, namely:—

"145A. Goods in private warehouse to be cleared on cancellation of licence.—Notwithstanding anything contained in rule 145, when the licence for any private warehouse is cancelled, and the licensing authority gives notice of such cancellation to the licensee of such warehouse, the licensee shall in manner hereinafter provided, and within seven days from the date on which such notice is given, remove such goods to a public warehouse, or sell them to the licensee of another private warehouse, or clear them for home consumption after payment of duty in the manner provided in rule 157 or export them in bond as provided in rule 13 or rule 14."

A. N. PURI, Dy. Secy.

HEADQUARTERS ESTABLISHMENT

New Delhi, the 28th May 1949

No. 22.—In continuation of the Ministry of Finance (Revenue Division) Notification No. 20-Headquarters Establishment, dated the 14th May 1949 the following notification by the Income-tax Investigation Commission is published for general information:—

"NOTIFICATION

It is notified for general information that the Income-tax authority mentioned in column (I) of the table attached to this notice has been authorised by the Income-tax Investigation Commission, without prejudice to his regular duties, to execute the powers of authorised official under section 6 of the Taxation on Income (Investigation Commission) Act, 1947, and that under the provisions of the said Act, any person (including a person whose case is not under investigation) who is required by him in the course of his investigation,

- (1) to produce accounts or documents; and/or
- (2) to give information in respect of such accounts, or documents; and/or
- (3) to attend in person and answer question on oath, and/or
- (4) to make or prepare statements on oath giving information on specified matters.

shall be bound to comply with his requirements notwithstanding anything in any law to the contrary. Failure to comply with his requirements may amount to an offence under Chapter X of the Indian Penal Code.

Name of the Income-tax authority.	Address of the Headquarters Office of the Income-tax authority.
Mr. B. L. Vaish.	M. Block near Central Secretariat, New Delhi.
	H. S. RAMASWAMY, Secy. Income-tax Investigation Commission "
	R. P. SARATHY, Dy. Secy.

INCOME-TAX

New Delhi, the 28th May 1949

No. 45.—It is notified for general information that the Central Government have approved the institution mentioned below for the purposes of sub-section (I) of Section 15B of the Indian Income-tax Act, 1922 (XI of 1922):—

"United Provinces

298. Gandhi Eye Hospital Trust, Aligarh."

No. 46.—It is notified for general information that the Central Government have approved the following institutions for the purposes of sub-section (I) of section 15B of the Indian Income-tax Act, 1922 (XI of 1922):—

"Bombay

296. All India Women's Conference, Bombay.

Madras

297. Cancer Relief Fund, Madras."

No. 47.—It is notified for general information that the Central Government have approved the institutions mentioned below for the purposes of sub-section (I) of Section 15B of the Indian Income-tax Act, 1922 (XI of 1922):—

"Bihar

292. Colleges affiliated to the Patna University".

No. 48.—It is notified for general information that the Central Government have approved the institution mentioned below for the purposes of sub-section (I) of section 15-B of the Indian Income-tax Act, 1922 (XI of 1922):—

"Delhi

294. Harijan Sevak Sangh, Delhi".

No. 49.—It is notified for general information that the Central Government have approved the institution mentioned below for the purposes of sub-section (I) of Section 15B of the Indian Income-tax Act, 1922 (XI of 1922):—

"United Provinces

299. Hindustani Culture Society, Allahabad."

No. 50.—A further list of institutions approved by the Central Government for the purposes of sub-section (I) of Section 15B of the Indian Income-tax Act, 1922, (XI of 1922) is published for general information.

LIST

"Madras

289. Rama Krishna Mission's dispensary, Salem.

United Provinces

290. Rama Krishna Mission Sevashram's hospital, Kankhal."

PYARE LAL, Dy. Secy.

MINISTRY OF COMMERCE

ENEMY TRADING

New Delhi, the 4th June 1949

No. 101(1)-ET/48.—In exercise of the powers conferred by sub-rule (1) of rule 114 of the Defence of India Rules, as continued in force by the Trading with the Enemy (Continuance of Emergency Provisions) Act, 1947 (XVI of 1947), the Central Government is pleased to direct that the following amendment shall be made in the notification of the Government of India in the Ministry of Commerce, No. 101(1)-ET/48, dated the 12th February 1949, namely:—

1. In the said notification for clause (a), the following clause shall be substituted, namely:—

"(a) any money which would but for the existence of a state of war become payable on or after the 5th day of April 1947 to or for the benefit of

(i) any person resident in Germany or (ii) any person possessing German nationality or (iii) any body of persons constituted or incorporated in Germany".

2. After clause (c) the following Note shall be inserted, namely:—

"NOTE.—For the purpose of this Order, 'Germany' means Berlin and the French, British, American and Russian Military Zones of Germany as established, by the Statement by the Governments of the United Kingdom, the United States of America, the Union of Soviet Socialist Republics and the Provisional Government of the French Republic, on the Zones of Occupation in Germany on the 5th June 1945 and also those parts of the former German Reich which are at present administered by the Union of Soviet Socialist Republics."

S. RANGANATHAN, Joint Secy.

MERCHANDISE MARKS

New Delhi, the 1th June 1949

No. 313(1)Tr.(MM)/46.—In exercise of the powers conferred by sub-section (2) of section 19A of the Sea Customs Act, 1878 (VIII of 1878) and section 19 and sub-section (1) of section 20 of the Indian Merchandise Marks Act, 1889 (IV of 1889) and in supersession of the rules and orders published with the notification of the Government of India in the late Department of Finance and Commerce No. 1430, dated the 6th April 1891 the Central Government is pleased to make the following rules, the same having been previously published as required under sub-section (6) of section 20 of the last named Act, namely:—

(1) These rules may be called the Stamping of Piece Goods and Testing of Yarns Rules, 1949

(2) They shall come into force on the 1st day of November 1949

Stamping of Piece Goods

2 Piece-goods such as are ordinarily sold by length or by the piece, shall be deemed to include cotton piece-goods, woollen piece-goods, silk piece-goods, art silk piece-goods and other piece-goods of mixed fabrics, except the descriptions noted below:—

Alhambras, except Alhambras quiltings
Blankets
Blind Cloth in cut pieces
Book binding cloth in cut pieces
Buckrams in cut pieces
Carpets (in rolls)
Counterpanes
Dusters in woven pieces.
Embroidered flouncers.
Embroidered all-overs and Embroidered Sarries of all sorts.
Glass cloth in woven pieces
Handkerchiefs in woven pieces
Lace curtain cloth.
Pillow Calico (Tubular)
Prayer Mats
Press cloth in cut pieces.
Quilts.
Rugs.
Sarongs up to 2½ yards in length.
Shawls (finished) with ends hemmed or fringed, imported singly or in pieces, containing two or more shawls.
Sponge Cloth (for swabs).
Teddy Bear or imitation Seal Skin Cloth
Towels in woven pieces
Woollen Knitted cloth
Filter Cloth.
Woollen cleaner cloth
Woollen roller cloth
Woollen sizing Flannel
Decatising Wrappers

Provided that the Collector of Customs shall not detain any unstamped piece-goods if he is satisfied that although they are not named in the preceding list, they are of such a nature that they would be liable to serious depreciation in value if stamped.

Note 1—Whenever a Collector exercises his discretion under this proviso, he should forthwith report the cases, sending a sample of the goods, to the Government of India through the Central Board of Revenue so that the question of issuing general orders in favour of such goods may be considered

Note 2—The mention of any item in the list of exemptions has no bearing upon the question whether that item, if consisting of cotton, is assessable under the Tariff head "Cotton piece-goods"

3. Unstamped cotton and woollen piece-goods imported for the personal use of individuals or private associations of individuals and not for trade purposes shall not be detained

4. Examinations of packages to ascertain whether the goods mentioned in rule 3 are stamped shall be made at frequent intervals at the discretion of the Customs Collector and either under his personal instructions or under general orders and instructions given by him to an Assistant Collector.

5. The piece-goods contained in the packages so examined need not be examined, when found to be stamped, to test the accuracy of the stamping, except on information received, or when the Customs Collector has reason to suspect that the stamping is false.

6 All measurements of piece-goods shall be made on the table

Testing of Yarns

7. Yarns need not be examined or measured except on information received, or when the Collector has reason to suspect that the trade description is false.

8. An examination of yarns to test the accuracy of the description of count or length shall be made, in the first instance, up to the limit of one bundle in every one hundred bales or fractions of one hundred bales in the consignments.

9 If, on such examination, the difference between the average count or length and the described count or length is in excess of the variation permitted in paragraph III and IV of the notification of the Government of India in the late Home Department, No. 1474-(Judicial), dated the 13th November 1891, the importer may require a further examination to be made up to the limit and on the condition stated in rule 11.

10. The test to determine length of yarns shall be applied as follows:—

From every one hundred bales, or fraction of 100 bales, in a consignment one bundle should be selected at random. The hanks in this bundle should then be measured on the wrap wheel, one after the other, in the presence of the representative of the importer, and the lengths noted, the process being continued (within the limits of the bundle) until either the importer is satisfied that the yarn is short, or the average of the lengths noted shows that it is of full length.

When the importer is dissatisfied with this test he may, on payment of the cost, require the Customs Collector to measure more hanks up to 1 per cent of the total number of hanks in the consignment such hank being taken at random by an officer of the Customs out of any bundles in the consignments

11. The Customs Collector may require from any informant a security not exceeding five hundred rupees. If the Collector is satisfied that the information given is wilfully false, the security shall be forfeited.

H. C. SARIN, Dy. Secy

MINISTRY OF INDUSTRY AND SUPPLY

New Delhi, the 1st June 1949

No. 1(1)-1(146).—The following Notification issued by the Iron and Steel Controller under Clause 11B of the Iron and Steel (Control of Production and Distribution) Order, 1941, is published for general information:—

"In exercise of the powers conferred by Sub-Clause (1) of Clause 11B of the Iron and Steel (Control of Production and Distribution) Order, 1941, the Iron and Steel Controller is pleased to notify the following amendments to the Notification No. SEC-1/P9 dated 23rd March 1946, published in the Gazette of India dated the 30th March 1946, as amended from time to time, namely:—

Under the heading "General Conditions" below the Schedule of Base Prices the following paragraph shall be added, namely:—

"9. For calculating the price of a fraction of a ton, the nearest multiple of Rs. 1-4-0 to the price per ton shown in the 'Schedule of Base Prices' shall be taken to be the statutory price

The following is an example:—

Bars (item 1 of the schedule): 2 tons 2 cwts.

Price of 2 tons at Rs. 333 per ton. Rs. 666-0-0.

Price of 2 cwts. at Rs. 332-8-0 per ton. Rs. 33-4-0.

Total	Rs. 699-4-0
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A. H. SETHNA,

Deputy Iron and Steel Controller,
for Iron and Steel Controller

New Delhi, the 2nd June 1949

No. 1 (1)-1(146).—*Corrigendum.*—In the "Schedule of Base Prices" appearing in the Notification of the Government of India in the Ministry of Industry and Supply, No. 1(1)-1(146), dated 25th May 1949, published in the *Gazette of India* dated 28th May 1949,

- (1) Against item No. 8—"Boiler Plates 3/8" and up" for the amounts Rs. 388-0, 423-0 and 438-0, read Rs. 408-0, 443-0 and 458-0, respectively;
- (2) Against item No. 12—"Fishplates for Heavy Rails—Class A" for the amounts Rs. 354-0, 392-0, 384-0, 427-0, 399-0 and 442-0, read Rs. 374-0, 412-0, 404-0, 447-0, 419-0 and 462-0, respectively;
- (3) In item No. 41, for brackets, figures and words "(55 per cent. to 75 per cent. carbon content)", read "(50 per cent. to 75 per cent. carbon content)".

N. R. REDDY, Under Secy.

Bombay, the 4th June 1949

No. 9(9)-Tex. 1/49.—In exercise of the powers conferred upon me by clause 34 of the Cotton Textiles (Control) Order, 1948, and with the sanction of the Central Government, I hereby direct that the following further amendment shall be made in the Textile Commissioner's Notification No. 80-Tex. 1/48 (i) dated the 27th April, 1948, namely:—

In the table appended to the said Notification for entry No. 7 the following entry shall be substituted, namely:—

- | | |
|---|--------------|
| (7) (i) Director, Civil Supplies and Deputy Secretary to Government, East Punjab. | East Punjab. |
| (ii) Deputy Director of Civil Supplies and Under Secretary to Government, East Punjab | East Punjab. |
| (iii) Assistant Director of Textiles and Provincial Cloth Control Officer. | East Punjab. |

No. 9(9)-Tex. 1/49 (i).—In exercise of the powers conferred upon me by clause 34 of the Cotton Textiles (Control) Order, 1948, and with the sanction of the Central Government, I hereby direct that the following further amendment shall be made in the Textile Commissioner's Notification No. 80-Tex. 1/48 (ii) dated the 27th April, 1948, namely:—

In the table appended to the said Notification for entry No. 3 the following entry shall be substituted, namely:—

- | | |
|---|--------------|
| (3) (i) Director, Civil Supplies and Deputy Secretary to Government, East Punjab | East Punjab |
| (ii) Deputy Director of Civil Supplies and Under Secretary to Government, East Punjab | East Punjab |
| (iii) Assistant Director of Textiles and Provincial Cloth Control Officer | East Punjab. |

B. K. KAUL, Joint Textile Commissioner.

Bombay, the 4th June 1949

11/7-Tex. (2)/49.—Whereas it appears to the Central Government to be necessary and expedient so to do for securing the equitable distribution of an essential commodity, namely coal:—

Now therefore in exercise of the powers conferred by Section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government is hereby pleased to direct that every person who owns or manages a cotton ginning and/or pressing factory shall on or before 31st July, 1949 submit to the Secretary, Indian Central Cotton Committee, Nicol Road, Ballard Estate, Bombay, a statement in the form in the schedule appended hereto, containing true and accurate information relating to his business.

SCHEDULE

(Information to be furnished by Ginning and Pressing Factories and submitted in duplicate. Factories which do not intend to work during 1949-50 season must clearly mention so at the top of this form).

1. (a) Full name and address of the factory.
- (b) Press Mark (in the case of a Pressing Factory).

2. Name of the railway station and the railway on which it is situated at which the factory normally receives coal.

3. Normal dates of commencement and date of finishing of work in the factory.

4. Number of bojas of cotton (lint) of 392 lbs. each ginned in the factory during 1947-48 season.

5. Number of bojas of cotton (lint) of 392 lbs. each ginned in the factory during 1948-49 season (upto the 30th June, 1949.)

6. Number of bales of raw cotton pressed in the factory during 1947-48 season.

7. Number of bales of raw cotton pressed in the factory during 1948-49 season (upto the 30th June, 1949.)

8. Type of power plant installed in the factory (state whether steam producer gas, diesel or electric. Give details of gun and press separately.)

9. Number of gins installed in the factory. (State whether single double roller of saw gins.)

10. Number of half presses installed in the factory.

11. Number of full presses installed in the factory.

12. Tons of coal consumed by the factory during the season 1947-48.

13. Tons of firewood or fuel other than coal consumed by the factory during the season 1947-48.

14. Gallons of diesel oil consumed by the factory during the season 1947-48.

15. Tons of coal consumed by the factory during the season 1948-49 (upto the 30th June, 1949.)

16. Tons of firewood or fuel other than coal consumed by the factory during the season 1948-49 (upto the 30th June, 1949.)

17. Gallons of diesel oil consumed by the factory during the season 1948-49 (upto the 30th June, 1949.)

18. Quantity of coal that the Textile Commissioner recommended that the factory should receive during the 1948-49 season.

19. Quantity of coal sanctioned by the Deputy Coal Commissioner (Distribution), for 1948-49 season. (Give number and date of sanction.)

20. Quantity of coal actually received by the factory as a result of items (18) and (19) above during the 1948-49 season (upto the 30th June, 1949.)

21. Tons of coal purchased by the factory from the market during the 1948-49 season (upto the 30th June, 1949.)

22. Tons of coal in stock on 30th June, 1949.

23. Tons of firewood or fuel other than coal in stock on 30th June, 1949.

24. Gallons of diesel oil in stock on 30th June, 1949.

25. Quantity of (i) Kapas (unginned cotton) and (ii) ginned but unpressed cotton actually held in stock in the factory premises on 30th June, 1949 to be ginned and pressed during 1949-50 season.

26. Estimated quantity of cotton (in bales of lint) expected to be ginned and/or pressed during the 1949-50 season (including stocks shown against item 25) by steam power.

27. Estimated quantity of coal in tons excluding the stocks of fuel shown against items (22) and (30) required by the factory during 1949-50 season.

28. Full name and address of the Colliery from which the factory normally draws coal. (For factories situated in the Province of Bombay, C.P., United State of Sourashtra and Madhya Bharat Union coal supplies must be obtained from C. P. and Central India Coal Fields.)

29. Full name and address of the middleman (The factory must not nominate more than one middleman if the supplies of coal are 200 tons or less, and more than two middlemen if the supplies exceed 200 tons. In the latter case, if it so desired, it may nominate only one middleman. If more than one or two middlemen, as the case may be, are nominated, the Office of the Textile Commissioner, will entertain the first named one or two individuals only as required and Deputy Coal Commissioner (Distribution), will be advised to issue sanction in their favour only. If the original allotment is less than 200 tons but the quantity is subsequently increased by additional recommendations no change from the original middleman is to be made.)

30 Tons of coal and/or firewood not in possession of the factory but in which the factory has any lien or interest on 30th June, 1949

31 If the factory is a member of any pool, name and address of the Secretary of the pool may be given here

32 Whether the factory was silent during 1948-49 season and if silent owing to pool, name and address of the Pool Secretary should be given

33 Has the factory applied before for priority coal for the 1949-50 season? If so,

1 Quantity applied for, and

2 Date of application and to whom made may be stated

34 Has the factory received sanction for priority coal shown against item (33)? If so what quantity has been sanctioned? Whether the sanction was issued by the Provincial Coal Controller or the Director of Industries or the Deputy Coal Commissioner (Distribution) with number and date of sanction may also be stated

NOTE—(1) In respect of fuel figures (*vide* items 22, 23 and 24 above) it is essential that not only stocks in possession of the factory should be shown but also any stocks that it may have a lien on/or that may be held by any of the partner or sister concerns should be shown with details

(2) In respect of items 28 and 29 the middleman and colliery must not be changed once it has been given as constant changes of the supplying collieries and middleman result in irregularity and delay in supplying coal

(3) Change of proprietorship of the factory must be intimated to this office immediately the change is made

(4) In case the factory does not require coal after the application has been made or the recommendation has been issued the factory must immediately telegraphically intimate to that effect to the Textile Commissioner, Bombay. In the meantime any coal which happens to be despatched to the factory should be taken delivery of by the factory without delay and kept in its possession pending disposal instruction. Should a factory which has applied for the coal fail to take delivery in time, the demurrage charges and other expenses incurred on that account shall be borne by that factory

Date

Factory Manager or
Proprietor's Signature

K SEN, Dy Secy

Bombay, the 4th June 1949

No. 15-Tex.I/49.—In pursuance of sub-clause (i) of clause 3 of the Cotton Textiles (Control of Movement) Order, 1948, I hereby direct that the following further amendment shall be made in the Textile Commissioner's General Permit No. 1 dated the 10th September 1948, contained in the Notification No. 101/19-Tex. I/48(i) dated the 10th September 1948, namely—

In paragraph 6 of the said General Permit after item No. (xxvi) the following shall be added—

(xxvii) Laces, borders, trimmings, fringes and braids "

No. 15-Tex-I/49(i).—In pursuance of sub-clause (i) of clause 3 of the Cotton Textiles (Control of Movement) Order, 1948, I hereby direct that the following further amendment shall be made in the General Permit No. 1 contained in the Textile Commissioner's notification No. 101/19-Tex I/48(i) dated the 10th September 1948 namely—

In the said General Permit after paragraph 3B the following paragraph shall be inserted, namely—

(C) *Transport of powerloom cloth* Any person may transport or cause to be transported by rail, road or sea or inland navigation any cloth produced by a producer having no spinning plant from any place in any zone to any place in that or any other zone

T P BARAT Textile Commr

MINISTRY OF AGRICULTURE

New Delhi, the 31st May 1949

No. 39/21/49-Comm.—In pursuance of the provisions of rule 1(19-27) of the Rules and Regulations of the Indian Central Tobacco Committee, the Government of Bombay have re-nominated Shri S. N. Mane, M. L. A., Nipani as a member of the Indian Central Tobacco Committee, to represent the tobacco growers in Bombay Province with effect from 1st April 1949

S. R. MAINI, Dy Secy

MINISTRY OF HEALTH

New Delhi the 30th May 1949

No. F. 1-56/47-D.—The following draft of certain further amendments to the Drugs Rules, 1945, which it is proposed to make in exercise of the powers conferred by Section 33 of the Drugs Act, 1940 (XVIII of 1940), is published as required by the said section for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 4th September, 1949. Any objections or suggestions which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government

Draft Amendments

In the Schedules annexed to the said Rules—

I In Schedule A—

(1) For the heading of Form 20 the following shall be substituted, namely—

LICENCE TO SELL, STOCK AND EXHIBIT FOR SALE AND DISTRIBUTE DRUGS OTHER THAN BIOLOGICAL AND SPECIAL PRODUCTS SPECIFIED IN SCHEDULE C

(2) The foot-note to Form 20 Note—No licence is required for wholesale dealings in drugs not specified in Schedule C shall be omitted

(3) In the heading of Form 21 the word "other" shall be omitted

II In Schedule K—

(1) Item 2 shall be omitted

(2) Items 3, 4, 5, 6 and 7 shall be renumbered as items 2, 3, 4, 5 and 6 respectively

J. N. SAKSENA, Under Secy

MINISTRY OF RAILWAYS

(Railway Board)

New Delhi, the 26th May 1949

No. F. (K) II-47 TX 12/7.—In pursuance of sub-section (1) of section 3 of the Railways (Local Authorities' Taxation) Act, 1911 (XXX of 1941) the Central Government is pleased to declare that the Administration of the Great Indian Peninsula Railway shall be liable to pay, in aid of the funds of the local authority set out in column I of the Schedule annexed hereto the tax specified in column II thereof

SCHEDULE

Local Authority I	Tax II
MADRAS Municipal Committee	House Tax

No. 869-TG.—Whereas in the Railway Board's Notification No. 1078 T dated the 9th March, 1929, General Rules were made for all railways in British India administered by the Government and for the time being used for the public carriage of passengers, animals or goods

And whereas the said rules were adopted by the Bukhtiarpur Bihar Light Railway with the sanction of the Railway Board conveyed in their Notification No. 1078-T, dated the 26th June, 1929.

And whereas in the Railway Board's Notification No. 809-TG, dated 18th August 1948, certain amendment was made in the said rules as made for railways administered by the Government.

Now, therefore, in exercise of the powers conferred by Sub-Section (4) of section 47 of the Indian Railways Act, 1890 (IX of 1890) and by the Notification of the Government of India in the late Department of Commerce and Industry, No. 801, dated the 24th March, 1905, the Railway Board, hereby sanction the making of the said rules as so adopted by the Bukhtiarpur Bihar Light Railway.

New Delhi, the 28th May 1949

No. F(X)I-47-PR-4.—The Pachora Jamner Railway, which was owned by the Pachora Jamner Railway Company Limited and worked and managed by the Government of India, through the agency of G. I. P. Railway, was purchased by Government on 1st April 1949.

New Delhi, the 30th May 1949

No. 8673-W.—It is hereby notified for general information, that the Government Inspector of Railways, Circle No 5, Bombay, having inspected the Hamirpur Road, Yamuna South Bank Section, 7.5 miles of the Bhimsen-Khairada Restoration of the Great Indian Peninsula Railway, on the Broad Gauge, sanctioned its opening for the public carriage of passengers with effect from the 9th March 1949.

The Railway Board after considering the Report of the Government Inspector of Railways, have confirmed his action.

New Delhi, the 31st May 1949

No. E48OPG/3.—In exercise of the powers conferred by sub-section 2 of section 241 of the Government of India Act, 1935 the Governor General is pleased to direct that the following amendment shall be made in the Railway Services (Revision of Pay) Rules, 1947, namely:—

In the schedule annexed to the said rules under the head "M. & S. M. and S. I. Railways" in the table relating to "Office of the Joint Service Commissions" against Head Peons in column 6 for prescribed scale 35—1—50 read 35—1—40.

S. S. RAMASUBBAN, Secy.

MINISTRY OF TRANSPORT

New Delhi, the 25th May 1949

No. 16-M(5)/49.—In pursuance of Section 19 of the Madras Port Trust Act, 1905 (Madras Act II of 1905), the Central Government is pleased to grant Mr. G. P. Alexander, the Chairman, Madras Port Trust, leave on full pay for a period of one month from the 16th May 1949, with permission to prefix Sunday the 15th May 1949 to his leave and to appoint Shri M. S. Venkataraman, Traffic Manager, Madras Port Trust, to act as Chairman, Madras Port Trust, during the absence of Mr. Alexander on leave.

A. K. MUKHERJEE, Dy. Secy.

New Delhi, the 27th May 1949

No. 103-E(5)/49.—In pursuance of section 3 of the Railways (Transport of Goods) Act, 1947 (XII of 1947), the Central Government is pleased to direct that the following amendment shall be made in the notification of the Government of India in the Ministry of Transport No. 103-E(5)/49, dated the 28th March, 1949, namely:—

In the said notification, after entry 9 the following entry shall be added, namely:—

"10. Mr. Dara Jahangir, Officer on Special Duty, B. B. & C. I. Railway".

S. CHAKRAVARTI, Dy. Secy.

MINISTRY OF COMMUNICATIONS

POSTS AND TELEGRAPHS

New Delhi, the 28th May 1949

No. R-2-70/48.—In exercise of the powers conferred by section 7 of the Indian Telegraph Act, 1885 (XIII of 1885), the Central Government is pleased to direct that the following further amendment shall be made in the Indian Telegraph Rules, 1932, namely:—

For rule 81-A of the said Rules, the following rule shall be substituted, namely:—

"81-A. In addition to the charges prescribed by any other rule in this Part, a surcharge shall be levied at the rate of—

- (i) one rupee on every Important, Immediate, Operations Immediate, Most Immediate, Raj Immediate and Raj Important inland telegram;
- (ii) eight annas on every Express inland telegram; and
- (iii) four annas on every other inland telegram "

V. K. R. MENON, Secy

MINISTRY OF WORKS, MINES AND POWER

New Delhi, the 25th May 1949

No. EL-II/308 (10)/49.—In pursuance of sub-section (2) of section 27A of the Indian Boilers Act, 1923 (V of 1923), the Central Government is pleased to nominate Sri B. K. Gokhale, I.C.S. to be Chairman of the Central Boilers Board *vice* Sri D. L. Mazumdar, I.C.S.

S. NEELAKANTAM, Dy. Secy.

New Delhi, the 26th May 1949

No. 3931-WII/49.—In exercise of the powers conferred by section 12 of the Delhi Hotels (Control of Accommodation) Act, 1949 (XXIV of 1949), the Central Government is pleased to make the following Rules, namely:—

1. *Short title.*—These Rules may be called The Delhi Hotels (Control of Accommodation) Rules, 1949.

2. *Definitions.*—In these Rules—

- (a) "the Act" means the Delhi Hotels (Control of Accommodation) Act, 1949;
- (b) "section" and "sub-section" mean respectively the section or sub-section of the Act.

3. *Mode of service of order.*—An order under the Act required to be served upon the Manager of a Hotel shall be served—

- (i) either by sending it by post addressed to such manager, or
- (ii) by delivery or tendering to him the order on a true copy thereof, or
- (iii) if there is no person on the premises to whom the order can, with reasonable diligence, be delivered or tendered, by affixing it on some conspicuous part of the premises.

4. *Stay of proceeding on appeal.*—Where an appeal has been preferred under sub-section (1) of section 8, the proceeding under sub-section (5) of section 4 may be stayed on the direction of the Chief Commissioner or the Deputy Commissioner, as the case may be, for a period not exceeding seven days.

5. *Charges payable by Government allottees.*—The charges payable in respect of any accommodation by a Government allottee shall be inclusive of board and lodging and shall not exceed the rate fixed by the Controller under the provisions of Bombay Rents, Hotel Rates and Lodging House Rates (Control) Act, 1944, as applied to Delhi or be in excess of the amount charged for similar accommodation from other residents of that Hotel.

6. *No discrimination against Government allottees.*—No Government allottee shall be refused any of the amenities available in the Hotel for other residents of the Hotel, whether permanent or temporary, occupying similar accommodation if such amenities are included in the charges under Rule 5.

N. B. CHATTERJEE, Dy. Secy.

RESOLUTION

New Delhi, the 30th May 1949

No. EL. II-151(7).—The Government of India have given careful consideration to the problems of interference between power and tele-communication lines and installations and are of opinion that measures should now be taken to resolve the conflict of interests in regard to the location and working of power and tele-communication lines and installations which either exist at present, or may arise in the future with the increasing development of electric power and tele-communication facilities in India.

Both power and tele-communication services are essential to the life of the community, and in the interest of satisfactory and economical service, the power and communication authorities should jointly evolve agreed general methods of co-ordination. In individual cases, where general co-ordination methods are considered insufficient, special measures should be devised to meet the situation in order to prevent, or at least minimise, the effects of interference.

The Government of India have, therefore, decided to constitute a Central Standing Committee of Co-ordination of power and tele-communication lines.

2. *Composition of the Committee.*—The Committee will consist of the following:—

1. Chairman, Central Electricity Commission, Simla,
2. Shri H. R. Bhatia, Project Officer, East Punjab Electricity Branch.
3. Shri V. R. Raghavan, Project Officer, Central Electricity Commission

Additional

4. Chief Engineer, Posts & Telegraphs Directorate, Development Branch.
5. Deputy Chief Engineer (Mtee) Posts & Telegraphs Directorate.
6. Director of Communications for Civil Aviation Department.
7. Deputy Secretary, Ministry of Communications.
8. Deputy Secretary, Ministry of Finance.
9. Deputy Secretary, Ministry of Works, Mines and Power.
10. Deputy Secretary, Ministry of Finance (Communications).

The above Committee may coopt additional members as may be necessary from time to time and nominate a Joint Secretary each from the Central Electricity Commission and the Posts and Telegraphs Directorate. The Headquarters of the Committee shall be at Delhi and the Posts and Telegraphs Directorate will provide secretarial assistance. The term of office of the members will be one year.

3. *Functions of the Committee.*—The Committee shall—

- (i) study the existing rules and regulations issued on the subject by competent authorities and suggest what modifications, if any, are called for in the light of present day researches and developments and international practices;
- (ii) initiate and undertake scientific and field studies associated with the problem of co-ordination;
- (iii) examine and study all individual co-ordination cases and recommend measures to be undertaken.

4. For carrying out the above functions, the Committee may seek the assistance of the Engineering Branches of the Posts and Telegraphs Department, the Engineering Departments of the Central and Provincial Governments and other scientific organisations in India, such as, the Indian Institute of Science, Bangalore, and the Council of Scientific and Industrial Research, New Delhi, in carrying out various field studies and experiments.

5. In order that field tests and investigations may be carried out by various scientific bodies and the Posts and Telegraphs Department on behalf of the Committee, it is

recommended that the Central, Provincial and State Governments whose co-ordination problems are to be considered should provide in their annual budgets necessary lump sum grants for the purpose.

ORDER

ORDERED that this Resolution be communicated to all Provincial Governments, all Chief Commissioners, the Ministries of the Government of India (including Joint Secretaries, Ministry of Finance, Defence Division, I & C Division and Communications Division) the Cabinet Secretariat, the Prime Minister's Secretariat and the Private and Military Secretaries to His Excellency the Governor-General.

ORDERED also that the Resolution be published in the *Gazette of India*, for general information.

B. K. GOKHALE, Secy.

MINISTRY OF LABOUR

New Delhi, the 26th May 1949

No. L.R. 1(13).—In pursuance of sub-section (3) of section 22 of the Industrial Disputes Act, 1947 (XIV of 1947), and in supersession of the notification of the Government of India in the Ministry of Labour, No. L.R. 1(13), dated the 10th February 1948, the Central Government is pleased to specify for the purposes of the said sub-section the officers mentioned in column 1 of the Schedule hereto annexed for the areas mentioned in the corresponding entries in column 2 of the said Schedule:

SCHEDULE

1. Conciliation Officer (Central), Calcutta.	West Bengal (excluding coal fields) and Orissa.
2. Conciliation Officer (Central), Gauhati.	Assam
3. Conciliation Officer (Central), Aizawl.	Bihar and coalfields in West Bengal.
4. Regional Labour Commissioner (Central), Kanpur.	The United Provinces and Ajmer-Merwara
5. Conciliation Officer (Central), Delhi.	East Punjab and Delhi.
6. Conciliation Officer (Central), Bombay.	Greater Bombay and Northern Revenue Division of the Government of Bombay.
7. Conciliation Officer (Central), Poona.	Central and Southern Revenue Divisions of the Government of Bombay.
8. Conciliation Officer (Central), Nagpur.	The Central Provinces and Berar.
9. Conciliation Officer (Central), Madras.	Madras and Coorg.

New Delhi, the 4th June 1949

No. L.R.-3(82).—In pursuance of section 17 of the Industrial Disputes Act, 1947 (XIV of 1947), the Central Government is pleased to publish the following report of the Board of Conciliation appointed to promote a settlement in the industrial dispute between contractors and their employees in the Port of Bombay:

Letter No. CLC/Con. 3(8)/49, dated the 4th May 1949 from the Members of the Conciliation Board to the Secretary to the Government of India, Ministry of Labour, New Delhi together with the agreements.

No. CLC/Con. 3(8)/49.

New Delhi, the 29th April/4th May 1949

To:

The Secretary,
Ministry of Labour,
Government of India,
New Delhi.

Sir,

We the members of the Board are glad to inform you that the Board has today concluded its work and the parties have arrived at mutual agreements which are embodied in writings which are attached herewith

I as a Chairman want to place on record my deep appreciation of the co-operation that I received from members of my Board.

The members of the Board hereby recommend to the Government that the terms of these agreements may be made applicable to other employers also who are not covered by the order, and also mention that Mr. S. C. Sheth although not the member of the Board has been most helpful to the Board in solving many complicated questions that came before the Board. The agreement will come into force from the 16 of May 1949

Yours truly,
JALESHWAR PRASAD.
HORMUSJEE F. VAKEEL.
HAKUMJI E. KUMANA.
DINKAR DESAI.

COAL SECTION

This Memorandum of settlement arrived at Bombay this 29th day of April 1949 BETWEEN the employers mentioned in the schedule to Order No. L.R. 3(82) dated 11th January 1949, of the Ministry of Labour, Government of India (hereinafter referred to as "the said employers") and their employees represented by the Bombay Dock Workers' Union (hereinafter referred to as "the said Union") WITNESSETH:

It is agreed by and between the said employers and the said Union covering the matters enumerated in the schedule annexed to the Ministry of Labour order No. L.R.-3(82) dated 11th January 1949, as follows:—

PART I

1. *General: Hours of work and Overtime.*—The said employers agree to fix the working hours according to Bombay Port Trust Schedule.

There will be two shifts, which are as under:—

- (i) 8 to 12 hours, 13 to 17 hours.
(ii) 17-30 to 20-00 hours, 21-00 to 24-00 hours.

The said employers further agree that for the employees on any working day overtime allowance, will be paid at $1\frac{1}{2}$ times the basic wage per hour for every hour of work.

2. *Sundays and Holidays.*—The said employers agree to give one weekly off day, Sunday and also twelve holidays according to the Bombay Port Trust Schedule. They agree further to extend the system of payment of overtime allowance to the employees for working on such holidays and Sundays.

N.B.—Ordinarily the workers shall work on Sundays and not on the other twelve holidays and for such work they shall be paid at overtime rates i.e. $1\frac{1}{2}$ basic wage plus daily dearness allowance.

3. *Leave.*—In view of the fact that there are no fixed employees the said employers desire that this question be kept over. The said Union agrees to it.

Provident Fund and Gratuity.—Mr. Dinkar Desai representing the employees was of the opinion that Provident Fund and Gratuity Scheme as laid down in Joshi Scheme should be made applicable to this class of workers also whenever the scheme is put into force.

Mr. Vakeel and Kumana representing employees were of the opinion that the Provident Fund and Gratuity Scheme should not be made applicable to this section but the said employers and the said employees agree that when the Joshi Scheme is put into force this question should be taken up again.

5. *Attendance Allowance.*—The Union agrees to keep over this demand till the time of introduction of the decasualisation scheme to this type of labour.

6. *Stream Bhatta.*—The said employers agree to the Stream Bhatta of annas -/12/- per shift to all coal workers.

7. *Decasualisation scheme.*—The said employers as a first step towards decasualisation agree to maintain a register of the workers and send copies thereof to the said union. The said union does not press the whole demand.

PART II

1. *Wages.*—The said employers agree to pay the following wages per shift to their employees:—

- (i) Winchmen Rs. 7/12-per day.
i. e. Rs. 5/3- basic wage &
Rs. 2/4- D. A.
(ii) Coal workers Rs. 6/4- per day.
i. e. Rs. 4/4/- basic wage &
Rs. 2/- D. A.

2. Any dispute in regard to the interpretation of the terms of this settlement or any point arising out of this settlement shall be referred to the Chief Labour Commissioner (Central) as sole Arbitrator and his decision shall be final and binding on all parties concerned.

In witness whereof

_____ have
hereunto set their respective hands and seals on behalf
of the _____

the Common Seal of the _____
hath hereunto been affixed the day and year first above
written.

SIGNED, SEALED AND DELIVERED by the employers of Coal Section as mentioned in the said Order in the presence of Shiva Shankara. The Common seal of the Bombay Dock Workers' Union has hereunto been affixed pursuant to a Resolution of the Managing Committee of the Union passed at their meeting held on the 23rd day of April 1949 in the presence of who have hereunto, and their respective hands and seals in the presence of Shiva Shankara.

For the Eastern Bunkers Ltd.
S. C. Sheth,
Director.
For Choonilal Manilal Ltd.
Manilal Choonilal,
Director
For A. P. Curjee and Sons
Ltd.,
B. K. Dubash,
Director.
For Shah Brothers,
E. Shah, Partner.
For S. D. Shethia and Co. Ltd.
H. Papadhyay.
For Gandhi and Co.,
C. K. Naik,
Manager.
N. G. Kotwal,
For Bombay Dock Workers'
Union.

JALESHWAR PRASAD, Chairman

H. F. VAKEEL, Member.

HAKUMJI E. KUMANA, Member.

DINKAR DESAI, Member.

CHIPPING AND PAINTING SECTION

This Memorandum of settlement arrived at Bombay this 29th day of April, 1949 BETWEEN the employers entered in schedule to order No. L.R. 3(82) dated 11th January 1949, of the Ministry of Labour in the Government of India (hereinafter referred to as "the said employers") and their employees represented by the Bombay Dock Workers' Union (hereinafter referred to as "the said Union") WITNESSETH:

It is agreed by and between the said employers and the said Union covering the matters enumerated in the schedule annexed to the Ministry of Labour order No. L.R. 3(82) dated 11th January, 1949, as follows:—

SECTION 1

1. *General. Hours of work and overtime.*—The said employers agree to fix the working hours according to Bombay Port Trust schedule for daily paid labour.

There shall be two shifts which are as under:—

- (i) 8 to 12 hours, 13 to 17 hours.
(ii) 17.30 to 20.30 hours, 21.00 to 24.00 hours.

These hours of work and the shifts do not apply to contract or operation work in the dry-docks.

The said employers further agree that for extra work done by employees on any working day over the shift

hours, overtime allowance will be paid at $1\frac{1}{2}$ times basic wage per hour.

(N.B.—Overtime allowance will be paid for all work except work in dry docks.)

2. *Weekly Off*.—Ordinarily Sundays will be observed as weekly off days except in case of dry-docks but if a worker is required to work on any Sunday he will be paid at overtime rate i.e. $1\frac{1}{2}$ times basic pay in addition to the Dearness Allowance for the day.

3. *Holidays*.—The said employers agree that overtime rates will be paid to the workers for work that they may be required to do on such holidays as may be sanctioned as closed holidays by the Bombay Port Trust which are at present twelve in number. Workers can't be compelled against their wish to work on any holidays.

4. *Leave*.—The said Union agrees to keep this demand over till such time as the decasualisation scheme envisaged in Joshi Committee is made applicable to this section of Dock Labour.

5. *Provident Fund and Gratuity*.—Mr. Dinker Desai representing the employees was of the opinion that Provident Fund and Gratuity Scheme as laid down in Joshi Scheme should be made applicable to this class of workers also whenever the scheme is put into force.

Mr. Vakeel and Mr. Kumana representing employers were of the opinion that the Provident Fund and Gratuity scheme should not be made applicable to this section but the said employers and the said employees agree that when Joshi Scheme is put into force this question should be taken up again.

SECTION 2

1. *Abolition of the Sarang and Muccadums*.—Since this is connected with the decasualisation of labour this should be taken along with that question. An assurance has however been given by the said employers that every employee of theirs shall be paid his correct wage as mentioned hereafter in Clause 6. However the Union representatives held that there could not be any question of compromise.

It is clearly understood that the responsibility for the payment of the agreed wages to the worker is that of the employer.

2. *Decasualisation of Labour*.—The workers' representatives on Board considers that the question of Decasualisation is essential part of management of Dock Labour including Chipping and Painting section. The employers' representatives on the other hand maintain that in case of Chipping and Painting section the work is essentially of a casual nature and decasualisation cannot be effected. It is therefore agreed that the question of decasualisation be left over for the present till the Joshi scheme is brought into force in this port.

3. *Already considered above*.

1. *Attendance Allowance of Re. 1 per day*.—Having regard to what is stated above, the question of Attendance Allowance does not arise.

5. *Steam Bhatta*.—The said employers agree to pay steam Bhatta to all workers at the rate of annas -/8/- per shift.

6. *Chipping and Painting*.—The said employers agree to give the following wage to their employees engaged as under:—

(a) *Cleaning the Bottom, Painting 1st Coat, Painting 2nd Coat and Boottopping*.—Basic wage Re. 1-10-0 plus Re. 1-12-0 D.A. for each operation each man.....Rs. 3-6-0.

(b) *Rigging, Lowering and Removing stages*.—For a vessel of a length upto 400 feet Rs. 110 (including D. A.)

For ships of over 401 ft. in length, and for every additional 50 ft. Rs. 15 will be paid over the above sum.

N.B.—For relocating the stages the said employers agree to pay Rs. 3 per man extra.

(c) *Scaling and applying 2 coats of paint to outside shell plate*.—For vessels of Gross tons of 2000 tons or less Rs. 4 per Plate For vessels of Gross tons of 2000 tons and over Rs. 6/8/- per plate.

(d) *Debusa*.—Basic wage Rs. 1/10/- plus Rs. 1/12/- D.A. ... Rs. 3/6/-.

N.B.—(1) It is agreed that on ship with one screw, two men will be engaged on Debusa, will get Rs. -/10/- extra, 8 men will be engaged as Kathiawalla and 2 men for mixing and distributing paint, will get Rs. -/8/- extra and on ship with twin crews four men will be engaged on Debusa, will get Rs. -/10/- extra, 8 men will be engaged as Kathiawallas and 2 men will be engaged for mixing and distributing paint, provided however that on ships of over 450 ft. in length 12 Kathiawallas will be engaged in all, will get Rs. -/8/- extra.

(e) *Painting with long brushes: Kathiawala*.—Basic wage Re. 1/10/- and Re. 1/12/- D.A. and special pay of Rs. -/8/- ... Rs. 3/14/-.

(f) *Painting Black Paint Outside*.—Rs. 3/12/- per each.

N.B.—(1) People doing touch up will also get the same rate.

(2) Brush will be supplied by the employer.

Note B.—For working ships and doing work in Dry Dock on day and night during week days and Sundays the rate of payment will remain the same.

For work done on (12) closed holidays the said employers also agree to pay overtime at $1\frac{1}{2}$ times basic wages plus D.A.

Note C.—If a worker is booked for work on Dry Docks and is not employed he will be paid half day's wages, if discharged before 12 noon otherwise he will be at full day's wages.

	B. W. Rs. As. P.	D. A. Rs. As. P.	Rs. As. P.	
(g) All inside work such as Boilers and Tanks	1 8 0	1 12 0	3 4 0	per day.
(h) Khalasis for general work	2 0 0	1 12 0	3 12 0	"
(i) Khalasis for Funnel & Mast work	2 8 0	1 12 0	4 4 0	"
(j) General Ships work inside	1 6 0	1 12 0	3 2 0	"
(k) a. Fireman, Oilman & Coal man	1 8 0	1 12 0	3 4 0	"
b. Donkeyman and Kasab	1 12 0	1 12 0	3 8 0	"
(l) Tindals	3 0 0	1 12 0	4 12 0	"
(m) Sarang Supervisors	4 12 0	1 12 0	6 8 0	"
(n) Foreman	3 12 0	1 12 0	5 8 0	"

7. Any dispute in regard to the interpretation of the terms of this settlement or any point arising out of this settlement shall be referred to the Chief Labour Commissioner (Central) as sole Arbitrator and his decision shall be final and binding on all parties concerned.

In witness whereof—

have hereunto set their respective hands and seals on behalf of the—the common seal of the—
hath hereunto been affixed the day and year first above written.

SIGNED, SEALED AND DELIVERED
by employers in the Chipping and
Painting Section as mentioned in the
Said order in the presence of
Shiva Shankara.
The Common seal of the—

has hereunto been affixed pursuant to
a Resolution of the Managing Com-
mittee of the Union passed at their
meeting held on the 23rd day of April
1949, in the presence of—

Who have hereunto, and their respec-
tive hands and seals in the presence of
Shiva Shankara.

Manekji Jamshedji Co.
Jai K. Cowasjee & Son,
B. Muncherji Nanabhoy
& Son.
Aderji Dhuji Bhoy's
Son.

D. R. Homau.

H. J. Kumana.

P. P. B. Dhunjibhoy.

D. A. Dhunjibhoy.

D. H. Dhunjibhoy & Co.

N. G. Kotwal,
Bombay Dock Workers'
Union.

JALESHWAR PRASAD, *Chairman.*

H. F. VAKEEL

HAKIMJI E. KUMANA

DINKAR DESAI.

Members.

N.B.—Recommendation of the Board: The Board recommends that the terms of the settlement should be made applicable by the Government of India to other employers as well carrying on similar work in the Port of Bombay.

BARGE AND LAUNCH SECTION

This Memorandum of settlement arrived at Bombay this 29th day of April 1949 BETWEEN the employers of Barge and Launchmen entered to in schedule to order No. L. R. 3(82) dated 11-1-49 of the Ministry of Labour in the Government of India (hereinafter referred to as "the said employers") and their employees represented by the Bombay Dock Workers' Union/Jahazi Mazdoor Union/Bombay Stevedore and Dock Labourers' Union (hereinafter referred to as "the said Union") WITNESSETH:

It is agreed by and between the said employers and the said Union covering the matters enumerated in the schedule annexed to the Ministry of Labour order No. L. R. 3(82) dated 11-1-49 as follows:—

PART I

1. *General: Hours of work and overtime.*—The said employers agree to fix the hours of work for Bargemen and Launchmen at 12 hours per day from 7 a. m. to 7 p. m. with one hour off for meals at the convenience of the employers.

The said employers also agree to pay overtime allowance ordinarily on a flat rate of annas -/3/- per hour or part of an hour beyond the scheduled time, but it will be open to any particular employer and his workmen to mutually agree upon to work for overtime at a consolidated scale of Rs. 15 per month to Tindals and Rs. 10 per month to Lascars as the case may be.

2 *Weekly Off:* The said employers agree to give one weekly off not necessarily a Sunday.

3. *Holidays:* The said employers agree to give twelve holidays with pay per year according to the Bombay Port Trust Schedule.

Employees called upon to work on these holidays or on weekly off-days shall be paid overtime allowance at overtime rates i.e. 1½ times the basic wage.

4 *Leave:* The said employers agree to give 30 days leave in all with pay for 12 months' approved service, accumulative upto 60 days.

5. *Provident Fund and Gratuity:* Mr. Dinkar Desai representing the employees was of the opinion that Provident Fund and Gratuity Scheme as laid down in Joshi Scheme should be made applicable to this class of workers also whenever the scheme is put into force.

Mr. Vakeel and Mr. Kumana representing employers were of the opinion that the Provident Fund and Gratuity Scheme should not be made applicable to this section but the said employers and the said employees agree that when the Joshi Scheme is put into force this question should be taken up again.

PART II

1. Wages:

1. *Bargemen.* The employers agree to pay the following wage scale to the employees in Barge Section:—

(i) Bargemen	Rs. 40—1—45—2—60—3—75
(ii) Tindal	Rs. 45—2—75.

The said employers further agree to pay all present Tindals a starting salary of Rs. 47 per month, which the said Union agrees to, provided that in case of such employers such as Messrs. Mackinnon Mackenzie & Co., who are already paying a higher emolument taking into consideration the basic wage and the dearness allowance together they will not be required to pay more than what they are already paying till such time as this scale and the dearness allowance herein stated for exceeds that amount.

2. The employers agree to standardise dearness allowance at a flat rate of Rs. 35 per month for all workers, Bargemen and Tindals except in case of such employers who are already paying more dearness allowance.

The Union does not press the demand for Compensatory allowance and House Rent allowance.

3. The employers agree to observe the Mercantile : maintaining adequate number of Barges.

4. (i) The said employers agree to pay the following scales to the employees mentioned below:

. . . .	100—2—110—3—140
. . . .	100—2—110—3—140
(e) Sukhani	50—2—80
(d) Lascars	45—1—50—2—60—3—75.

The said employers agree that class II Sarangs and Drivers would be paid an initial salary of Rs. 110 per month and go in the scale of Rs. 110-3-140. They further agree that the present incumbents in 'Sukhani' grade will start on an initial salary of Rs. 52/- per month.

(ii) The said employers agree to pay dearness allowance according to the Government of India scales as under:—

Upto Rs. 50/-	Rs. 35/- p. m.
From Rs. 51/- to 100/-	Rs. 45/- p. m.
101/- to 150/-	Rs. 50/- p. m.
151/- to 200/-	Rs. 55/- p. m.
201/- to 250/-	Rs. 60/- p. m.

The said Union does not press for the demand of Compensatory and House allowance.

It is also agreed between the parties in general that any facilities or emoluments which the employees are at present getting from any employer not embodied in this agreement shall not be adversely affected in future. It has also been agreed between the parties that the employees of any firm either of the Barge or Launch Section not members of the Union signing this agreement will not affect the conditions of service of such employees but if they become members of said Union then at that time it will be applicable to them.

(iii) *Appointment of Cook at Harbour:*

The said Union does not press this demand.

(iv) The said employers agree to pay wages to all their employees before the 10th of each month and the said Union agrees to this.

4. Any dispute in regard to the interpretation of the terms of this settlement or any point arising out of this settlement shall be referred to the Chief Labour Commissioner (Central) as sole Arbitrator and his decision shall be final and binding on all parties concerned.

In witness whereof _____

_____ have hereunto set their respective hands and seals on behalf of the _____

The Common Seal of the _____ hath hereunto been affixed the day and year first above written.

For Cooper Landing Co.,
H. F. Vakeel

For H. S. Dandbhaw Ltd.
Durdal J. Hill,
Managing Director.

For Choonilal, Manlal, Ltd
Manlal (Choonilal),
Director.

For the Eastern Bunkers Ltd.
S. C. Sheth,

Director.
Mackinnon Mackenzie Co.
29-4-49.

For A. B. Cursetjee and Sons, Ltd.
B. K. Dubash,

Managing Director.

For Bombay Dock Workers' Union, Bombay
N. G. Kotwal
29-4-49.

For Bombay Stevedores' and Dock Labourers' Union.
B. B. Panchutia,

SIGNED, SEALED AND DELIVERED by Employers of Barge and Launch Section as mentioned in the said Order in the presence of H. P. Umrigar.

The Common seal of the Bombay Dock Workers' Union has hereunto been affixed pursuant to a Resolution of the Managing Committee of the Union passed at their meeting held on the 23rd day of April 1949 in the presence of who have hereunto, and their respective hands and seals in the presence of S. C. Sheth.

JALESHWAR PRASAD, *Chairman.*
29-4-49.

H. F. VAKEEL
HAKIMJI E. KUMANA
DINKAR DESAI } *Members*

N.B.—Recommendation of the Board The Board recommends that the terms of the settlement should be made applicable by the Government of India to other employers as well carrying on similar work in the Port of Bombay.

H. KHANNA, Dy. Secy.

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